

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-303-C - ORDER NO. 2008-693
OCTOBER 9, 2008

IN RE:	Application of Navigator)	ORDER APPROVING
	Telecommunications, LLC and Access)	ASSET TRANSFER
	Integrated Networks, Incorporated d/b/a)	
	Birch Communications for Authority to)	
	Transfer Assets to Access Integrated)	
	Networks, Incorporated d/b/a Birch)	
	Communications		

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Joint Application of Navigator Telecommunications, LLC (“Navigator” or “the Seller”) and Access Integrated Networks, Inc. d/b/a Birch Communications (“Birch” or “the Purchaser”) (together, the Joint Applicants) for approval of the transfer of customers from Navigator to Birch. Navigator seeks to transfer approximately 23 presubscribed business customers and 22 presubscribed residential customers, customer related data, databases, and customer records needed to support the provision of local and interexchange telecommunications services in South Carolina to Birch. According to the Application, the transaction will cause no changes in customers’ terms, conditions, and rates for service. Upon approval of the Application, Birch will assume all managerial, technical, and financial responsibilities in connection with the operation of the retail services to be provided to the affected Navigator

customers in South Carolina. Both Navigator and Birch possess Certificates of Public Convenience and Necessity from this Commission.

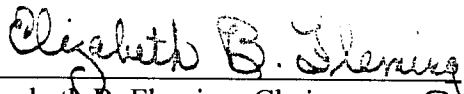
Pursuant to the instructions of the Commission's Docketing Department, the Joint Applicants published a Notice of Filing in newspapers of general circulation in the affected areas. The Joint Applicants furnished proof of publication. No Protests or Petitions to Intervene were filed. Customers of Navigator have been provided advance written notice of the proposed asset transfer.

The Office of Regulatory Staff (ORS) also reviewed the Joint Application and other materials in this Docket, and has no objection to the transfer, subject to one condition. ORS requests that this Commission require Birch to assume any financial obligations of Navigator to the intrastate Universal Service Fund for those customers who will be transferred.

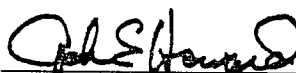
We have examined the entire record of this case and we conclude that the Joint Application should be granted as filed and that the asset transfer should be approved as proposed. Accordingly, the Joint Application is approved, as is the transfer of assets, with the condition that Birch shall assume any financial obligations of Navigator to the intrastate Universal Service Fund for those customers who will be transferred. As we understand it, there will not be any change in the transferred customers' rates, terms, and conditions of service.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman
(SEAL)